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*Proposed Counsel for the Debtor
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UNITED STATES BANKRUPTCY COURT

NORTHERN DISTRICT OF CALIFORNIA

OAKLAND DIVISION

In re:

THE ROMAN CATHOLIC BISHOP OF
OAKLAND, a California corporation sole,

Debtor.

Case No. 23-40523

Chapter 11

**DECLARATION OF ROBERT JORDAN IN
SUPPORT OF THE DEBTOR'S
APPLICATION FOR ENTRY OF AN
ORDER (I) AUTHORIZING AND
APPROVING THE APPOINTMENT OF
KURTZMAN CARSON CONSULTANTS
LLC AS CLAIMS AND NOTICING AGENT,
AND (II) GRANTING RELATED RELIEF**

Judge: Hon. William J. Lafferty

Date: TBD

Time: TBD

Place: United States Bankruptcy Court
1300 Clay Street
Courtroom 220
Oakland, CA 94612

1 1. I am a Senior Managing Director of Corporate Restructuring Services for Kurtzman
2 Carson Consultants LLC (“KCC”), whose offices are located at 222 N. Pacific Coast Highway, 3rd
3 Floor, El Segundo, California 90245. Except as otherwise noted, I have personal knowledge of
4 the matters set forth herein, and if called and sworn as a witness, I could and would testify
5 competently thereto.
6

7 2. This declaration (this “Declaration”) is made in support of the *Debtor’s Application*
8 *for Entry of an Order (I) Authorizing and Approving the Appointment of Kurtzman Carson*
9 *Consultants LLC as Claims and Noticing Agent, and (II) Granting Related Relief*.²
10

11 3. KCC is comprised of leading industry professionals with significant experience in
12 both the legal and administrative aspects of large, complex chapter 11 cases. KCC’s professionals
13 have experience in noticing, claims administration, solicitation, balloting and facilitating other
14 administrative aspects of chapter 11 cases. KCC has acted as official claims and noticing agent in
15 many large bankruptcy cases in this district and in other districts nationwide. KCC’s cases in this
16 district and others include: *In re Mariner Health Central, Inc., et al.*, Case No. 4:22-bk-41079-
17 WJL (Bankr. N.D. Cal. Sept. 20, 2022); *In re Borrego Community Health Foundation*, Case No.
18 22-02384-11 (Bankr. S.D. Cal. Sep. 27, 2022); *In re Verity Health Systems of California, Inc., et*
19 *al.*, Case No. 2:18-bk-20151-ER (Bankr. C.D. Cal. Sep. 10, 2018); *In re Standayne LLC, et al.*,
20 Case No. 23-10207 (JTD) (Bankr. D. Del. Feb. 22, 2023); *In re Tricida, Inc.*, Case No. 23-10024
21 (JTD) (Bankr. D. Del. Jan. 13, 2023); *In re Carestream Health, Inc., et al.*, Case No. 22-10778
22 (JKS) (Bankr. D. Del. Aug. 26, 2022); *In re First Guaranty Mortgage Corp., et al.*, Case No. 22-
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27 ² Capitalized terms used herein but not otherwise defined herein shall have the meanings ascribed to them in the
28 Application.

1 10584 (CTG) (Bankr. D. Del. Jul. 1, 2022); *In re Zosano Pharma Corp.*, Case No. 22-10506 (JKS)
2 (Bankr. D. Del. Jun. 6, 2022).

3 4. As agent and custodian of the Court records pursuant to 28 U.S.C. § 156(c), KCC
4 will perform at the request of the Clerk's office the noticing and claims related services specified
5 in the Application. In addition, at the Debtor's request, KCC will perform such other noticing,
6 claims, technical, administrative, and support services specified in the Application, subject to 28
7 U.S.C. § 156(c).
8

9 5. KCC represents, among other things, the following:
10

- 11 (a) KCC is not a creditor of the Debtor;
- 12 (b) KCC is a "disinterested person" within the meaning of section 101(14) of
13 the Bankruptcy Code, as modified by section 1107(b) of the Bankruptcy
14 Code;
- 15 (c) KCC will not consider itself employed by the United States government and
16 will not seek any compensation from the United States government in its
17 capacity as the claims and noticing agent in this Chapter 11 Case;
- 18 (d) by accepting employment in this Chapter 11 Case, KCC waives any rights
19 to receive compensation from the United States government as claims and
20 noticing agent;
- 21 (e) in its capacity as the claims and noticing agent in this Chapter 11 Case, KCC
22 will not be an agent of the United States and will not act on behalf of the
23 United States;
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- 1 (f) KCC will not employ any past or present employees of the Debtor in
2 connection with its work as the claims and noticing agent in this Chapter 11
3 Case;
4
5 (g) in its capacity as claims and noticing agent in this Chapter 11 Case, KCC
6 will not intentionally misrepresent any fact to any person;
7
8 (h) KCC will be under the supervision and control of the Clerk's office with
9 respect to the receipt and recordation of claims and claim transfers;
10
11 (i) KCC will comply with all requests of the Clerk's office and the guidelines
12 promulgated by the Judicial Conference of the United States for the
13 implementation of 28 U.S.C. § 156(c); and
14
15 (j) none of the services provided by KCC as claims and noticing agent will be
16 at the expense of the Clerk's office.

16 6. Although the Debtor does not propose to retain KCC under section 327 of the
17 Bankruptcy Code pursuant to the Application, I caused to be submitted for review by our conflicts
18 system the names of all known potential parties in interest (the "Potential Parties in Interest") in
19 this Chapter 11 Case. The list of Potential Parties in Interest was provided by the Debtor and
20 included, among other things, the Debtor, non Debtor affiliates, the Debtor's current and former
21 managers and officials, secured creditors, vendors, and other parties. The results of the conflict
22 check were compiled and reviewed by KCC professionals under my supervision. At this time, and
23 as set forth in further detail herein, KCC is not aware of any relationship that would present a
24 disqualifying conflict of interest. Should KCC discover any new relevant facts or relationships
25 bearing on the matters described herein during the period of its retention, KCC will use reasonable
26 efforts to promptly file a supplemental declaration.
27
28

1 7. To the best of my knowledge, and based solely upon information provided to me
2 by the Debtor, and except as provided herein, neither KCC, nor any of its professionals, has any
3 materially adverse connection to the Debtor, their creditors or other relevant parties. KCC may
4 have relationships with certain of the Debtor's creditors as vendors or in connection with cases in
5 which KCC serves or has served in a neutral capacity as claims and noticing agent or administrative
6 advisor for another chapter 11 debtor.
7

8 8. On May 1, 2023, KCC was acquired by GCP Capital Partners ("GCP"), a leading
9 middle market private equity firm. The Potential Parties in Interest list was compared to an internal
10 database that includes, among others, KCC's parent entities, affiliates, and subsidiaries. KCC's
11 internal database also includes GCP, its funds, and GCP's portfolio companies. Based on this
12 review, KCC is not aware of any connection that would present a disqualifying conflict of interest.
13 To the extent KCC learns of any material connections between GCP's funds or investments and
14 the Debtor, KCC will promptly file a supplemental disclosure. KCC may have had, may currently
15 have, or may in the future have business relationships unrelated to the Debtor with one or more
16 GCP entities including, among others, portfolio companies of GCP.
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19 9. KCC has and will continue to represent clients in matters unrelated to this Chapter
20 11 Case. In addition, KCC and its personnel have and will continue to have relationships in the
21 ordinary course of its business with certain vendors, professionals and other parties in interest that
22 may be involved in the Debtor's chapter 11 cases. KCC may also provide professional services to
23 entities or persons that may be creditors or parties in interest in this Chapter 11 Case, which
24 services do not directly relate to, or have any direct connection with, this Chapter 11 Case or the
25 Debtor.
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1 10. To the best of my knowledge, neither KCC nor any of its employees represent any
2 interest materially adverse to the Debtor's estate with respect to any matter upon which KCC is to
3 be engaged. Based on the foregoing, I believe that KCC is a "disinterested person" as that term is
4 defined in section 101(14) of the Bankruptcy Code, as modified by section 1107(b) of the
5 Bankruptcy Code.
6

7 Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true
8 and correct to the best of my information, knowledge and belief.

9 Dated: May 8, 2023

Respectfully submitted,

11 /s/ Robert Jordan

12 Robert Jordan
13 Senior Managing Director
14 Kurtzman Carson Consultants LLC
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16 El Segundo, California 90245
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